

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

04 JUL -7 PM 2: 29

U.S. DISTRICT COURT
N.D. OF ALABAMA

UNITED STATES OF AMERICA,

v.

RICHARD M. SCRUSHY,

Defendant.

UNDER SEAL

CR-03-BE-0530-S

ENTERED

JUL 7 2004

ORDER UNDER SEAL

This cause is before the court for consideration of the appropriate ramifications of the Government's public filing of its Federal Rules of Evidence 404(b) notice in contravention of the express intent of this court's Protective Order By Consent entered on April 13, 2004, and the court's verbal instructions to both parties regarding the conduct required to ensure a fair trial in this cause.

Having considered the parties' written submissions and oral arguments, the court finds that additional rules of conduct must be put in place to be strictly followed throughout the remainder of this case.

Accordingly, it is hereby **ORDERED** that the Government shall make no filings for public record in this cause without prior submission to this court in accordance with the provisions of this order.

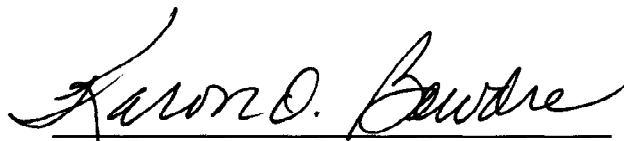
The Clerk of the Court is hereby directed to receive, but not docket, all documents offered for filing by the Government in this cause. The Clerk is then to deliver these documents to the court prior to docketing or filing. The court will review these

unsealed per [240]

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documents and instruct the Clerk as to whether the documents shall be filed in the public file or under seal, in whole or in part.

DONE and ORDERED this 7th day of July 2004.


KARON OWEN BOWDRE
UNITED STATES DISTRICT JUDGE